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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA

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8 UNITED STATES OF AMERICA,

Case No. 2:13-cr-00018-JCM-GWF

9 Plaintiff,

ORDER

10 v.

11 LEON BENZER, *et al.*,

12 Defendants.

13 Presently before the court is defendant Charles McChesney's motion for the district judge
14 to reconsider the final omnibus restitution order. (Doc. #739). The government filed a non-
15 opposition to the motion. (Doc. #743). Also before the court is the government's motion to delay
16 entry of final restitution order. (Doc. #618). Defendants did not file a response and the deadline to
17 do so has passed.

18 Defendant McChesney requested the court to reconsider the finding made at sentencing
19 that Mr. McChesney pay restitution in the amount of \$100,000 arising from the withdrawal of
20 \$450,000 from the Vistana Home Owners Association bank account. The government filed a non-
21 opposition, and the court signed a second amended final omnibus restitution order to reflect that
22 change. Therefore, defendant McChesney's concerns have been addressed and the court will deny
23 his motion as moot.

24 The government also requested that the court delay entry of final restitution as to Ricky
25 Anderson, Maria Limon, Jose Luis Alvarez, Rudolfo Alvarez-Rodriguez until the overall
26 restitution figure for the entire conspiracy is finalized at the sentencing of Leon Benzer. (Doc.
27 #618). Mr. Benzer has been sentenced and the restitution amounts were settled thereafter.
28 Therefore, the court also denies this motion as moot.

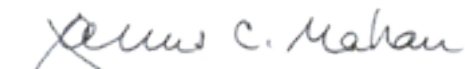
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Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant McChesney's motion to reconsider (Doc. #739) be, and the same hereby is, DENIED as moot.

IT IS FURTHER ORDERED that the government's motion to delay entry of the final restitution (Doc. #618) be, and the same hereby is, DENIED as moot.

DATED THIS 25th day of April 2016.



JAMES C. MAHAN
UNITED STATES DISTRICT JUDGE